

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Marshall Loskot, et al.,

No. C 04-5457 WDB

Plaintiffs,

ORDER RESPONDING TO PARTIES'  
REQUEST TO RETAIN  
JURISDICTION

v.

Days Inn San Rafael, et al.,

Defendant(s).

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The Court has received the parties' stipulation of dismissal and proposed order thereon. The parties request that the Court retain jurisdiction to enforce their settlement agreement. To enable the undersigned to effectuate their request, the parties are hereby ORDERED to jointly submit a proposed Order of Dismissal **by October 24, 2005**, that (i) attaches the parties' settlement agreement; (ii) includes language sufficient to incorporate the parties' settlement agreement into the proposed Order of Dismissal; (iii) includes language sufficient for the retention of jurisdiction by this Court; and (iv) includes language that requires the parties' compliance with the settlement contract. *See, e.g., Morton Denlow, Federal Jurisdiction In The Enforcement Of Settlement Agreements: Kokkonen Revisited*, 2003 Fed Cts. L. Rev. 2.

The parties may request that the Court file the (proposed) Order of Dismissal under seal, in which case they should submit the proposed Order manually, rather than through the

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1 Court's electronic filing system.

2 IT IS SO ORDERED.

3 Dated: October 7, 2005

4 /s/ Wayne D. Brazil  
WAYNE D. BRAZIL  
United States Magistrate Judge

5 Copies to:  
6 Parties, WDB.